

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Services – Panchayat Raj Engineering Department – Imposition of punishment of Stoppage of three increments permanently on Sri M. Venkata Swamy, former Dy. Executive Engineer, PRSD, Ananthapur for the irregularities committed in execution of work of improvement to the road work from Kudair to Penakacharla and tampering of M. Books in Anantapur District – Orders –Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT(VIG.II)DEPARTMENT

G.O.Rt.No. 1027

Dated: 14.07.2010.

Read the following:-

1. From the G.A.(V&E) Department U.O.Note No.654/V&E/E2/96-3, Dt:23.9.1998.
2. From the Engineer-in-Chief, Panchayat Raj Letter No.C.IV(1)/ 26545/98, Dt:29.04.2003.
3. Govt. Memo No.155/Vig.II/A1/2001- 10, Panchayat Raj and Rural Development (VS.I) Department, dt.28.6.03.
4. Govt. Memo. No.155/VS.I/A3/01-11 and 12, PR & RD (VS.I) Dept., dated.28.6.2003.
5. From Sri M. Venkata Swamy, DEE, Written statement of Defence, dt:29.08.03.
6. A.P. Gazette Part-I Extraordinary No.395-B, dt.8.6.2005.
7. G.O.Rt.No.599, Panchayat Raj and Rural Development (Vig.II) Department, Dt:24.04.2007.
8. From the COI, D.O. Lr. No.196/COI-JR/2007, dt.6.5.2008.
9. Govt Memo No.155/Vig.II/A1/2001-21 and 22, Panchayat Raj and Rural Development (Vig.II) Department, Dt:06-09-2008.
10. From Sri M. Venkata Swamy, DEE representation Dt:6.3.2009.
11. From the Engineer-in-Chief, Panchayat Raj, Letter No. Vig. (4)/26545/98, Dt:24.04.2009.
12. G.O.Rt.No.118, Panchayat Raj and Rural Development (Vig.II) Department, Dt:01.02.2010.
13. Govt. Lr.No. 155/Vig.II/A1/2001-24, PR & RD(Vig.II)Dept., Dt:1.2.2010.
14. From the APPSC, Hyd., Lr.No.375/RT-I/1/2010, dt:22.4.2010.

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ORDER:

It has been brought to the notice of the Government that certain deficiencies occurred in execution of road work "Improvements to the road from Kudair to Penakacherla, Ananthapur District" for which Sri M. Venkata Swamy, Deputy Executive Engineer, Panchayat Raj, PRSD, Anantapur District along with other (4) Officials, viz., Sri G.S.R.V. Chowdary, Assistant Engineer, Sri M.A. Abdul Karim, Executive Engineer, Sri D. V. S. Bhaskar Rao, Superintending Engineer, and Sri P. Gopal, D.A.O., were reported to be responsible vide reference 1st read above.

2. In the reference 2nd read above, the Engineer-in-Chief, Panchayat Raj has stated that no disciplinary proceedings were proposed against Sri D.U.S. Bhaskar Rao, Superintending Engineer, Panchayat Raj(now retired) and Sri P. Gopal, formerly DAO, since, the Assistant Engineer, Deputy Executive Engineer and Executive Engineer, viz., Sri G.S.R.V. Chowdary, AE, Sri M. Venkata Swamy, Dy. E.E. and Sri M.A. Abdul Karim, E.E. (now retd.), respectively were responsible for the defective execution of works and tampering of M. Books.

3. After examining the report of Engineer-in-Chief, Panchayat Raj further action was dropped against Sri D.U.S. Bhaskara Rao, Superintending Engineer(Retd), and Sri P. Gopal, DAO, and Sri M.A. Abdul Kareem, Executive Engineer(Retd.), vide reference 3rd read above. Further, charges were framed against Sri M. Venkata Swamy, Dy. Executive Engineer, and Sri G.C.R.V. Chowdary, Assistant Engineer, vide reference 4th read above.

Contd. P.2

4. In the reference 5th read above, the Charged Officer, viz., Sri M. Venkata Swamy, Deputy Executive Engineer has submitted his Written statement of Defence. In the reference 6th read above, the Charge Memo. intended to be served on another Charged Officer, viz., Sri G.C.R.V. Chowdary, A.E., was published in A.P. Gazette Part-I Extra-ordinary No.395-B, dt.8.6.05.

5. After examining the Written Statement of Defence of the Charged Officer, Government entrusted the case to Sri Janak Raj, Member, Commissionerate of Inquiries, General Administration Department for detailed enquiry in the matter, vide reference 7th read above.

6. In the reference 8th read above, the Enquiry Officer has furnished his enquiry report. The Enquiry Officer in his enquiry report **(a)** regarding Charged Officer-1, viz., Sri M. Venkata Swamy, Dy. Executive Engineer, has stated that, from the documented evidence, it was abundantly clear that the C.O. altered/changed/corrected or tampered the descriptions; and, the trail pits and the deficiency calculations of the Superintending Engineer, Panchayat Raj, very clearly indicates the deficiency; that the wording in charge-II against the Charged Officer, i.e., "Committed grave mistake by tampering of M. Books wilfully and he has altered the original measurements" was clearly made out; and, **held** that the charges-I and Charge-II against the C.O.-I, **as Proved**; and, **(b)** regarding Charged Officer-2, viz., Sri G.C.R.V. Chowdary, Assistant Engineer, has stated that the charge against the C.O.2, **as not proved**.

7. In the reference 9th read above, a copy of the Enquiry Report was communicated to the Charged Officers and they were directed to submit their representation, if any, on the enquiry report. In the reference 10th read above, the Charged Officer. I, viz., Sri M. Venkata Swamy, Dy. Executive Engineer, has submitted his representation. In the reference 11th read above, the Engineer-in-Chief, Panchayat Raj has stated that the another Charged Officer, viz., Sri G.C.R.V. Chowdary, Assistant Engineer, has not submitted his explanation, so far, though he was directed in Memo Dt:3-3-09 and requested to take further action against Sri G.C.R.V. Chowdary, Assistant Engineer, based on the available material.

8. After careful examination of the matter, Government have provisionally decided **(a)** to impose a penalty of "Dismissal from service" on Charged Officer. I, viz., Sri M. Venkata Swamy, Dy. Executive Engineer, Panchayat Raj, Ananthapur District, on the grounds of misconduct, tampering of M-Books wilfully and altered the original measurement; and **(b)** to drop further action against Charged Officer-2, viz., Sri G.C.R.V. Chowdary, Assistant Engineer, Panchayat Raj, Kodair, Ananthapur District, since the charge framed against him was held not proved and accordingly, orders were issued dropping of further action against Sri G.C.R.V. Chowdary, AE, PR, Kodair, Ananthapur District, vide reference 12th read above.

9. In the reference 13th read above, the A.P. Public Service Commission was addressed for concurrence to the above decision of Government. In the reference 14th read above, the A.P. Public Service Commission has advised that, instead of major punishment of dismissal proposed against the Charged Officer, he may be penalised with stoppage of 2-3 annual grade increments permanently(copy enclosed).

10. Government, after careful examination of the matter, hereby impose the punishment of Stoppage of three increments permanently on Sri M. Venkata Swamy, Dy. Executive Engineer, Panchayat Raj, Ananthapur district, for the irregularities committed in execution of work of improvement to the road work from Kudair to Penakacharla and tampering of M. Books in Anantapur District.

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11. The Engineer-in-Chief (Panchayat Raj), Hyderabad shall take further action in the matter accordingly.
(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

M.V.P.C. SASTRY
SPL. CHIEF SECRETARY TO GOVT. (PR)

To
The individual through Engineer-in-Chief (Panchayat Raj) (we).
The Engineer-in-Chief (Panchayat Raj), Hyderabad.

Copy to:

The Accountant General, A.P., Hyderabad.
The Secretary to V.C., A.P. Vigilance Commission.
(85709/VC.G1/06)
The Secretary to A.P. Public Service Commission(375/RT-I/1/2010).
SF/File/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER